

04-28-08

Attorney's Docket No.: 119372-00008 /2840US

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RESPONSE UNDER 37 CFR §1.116--  
EXPEDITED PROCEDURE--  
EXAMINING GROUP 1600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Philip C. Gevas et al.      Art Unit : 1643  
Serial No. : 09/700,402      Examiner : Huff, Sheela Jitendra  
Filed : May 04, 2001      Cust No. : 77202  
Conf. No. : 3611  
Title : COMBINATION THERAPY FOR THE TREATMENT OF TUMORS

**MAIL STOP AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Dear Sir:

Transmitted herewith are a Notice of Appeal to the Board of Patent Appeals and Interferences from the Final Rejection, dated October 25, 2007; Power of Attorney to Prosecute Applications before the USPTO, Power of Attorney to Prosecute Applications Before the USPTO, Change of Correspondence Address Application and a return postcard in connection with the above-captioned patent application. If a Petition for extension of time is needed, this paper is to be considered such Petition.

**Extension fee for a three-month extension of time:**

☒ By a small entity.....\$525.00

**Notice of Appeal**

☒ By a small entity.....\$255.00

☒ The Commissioner is hereby authorized to charge the fee for the Notice of Appeal and extension of time and any fee that may be due in connection with this and the attached papers or with this application during its entire pendency, or to credit any overpayment, to Deposit Account No. 02-1818. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie L. Seidman  
Reg. No. 33,779

Attorney Docket No. 119372-00008 / 2840US  
**Address all correspondence to:**  
77202; Stephanie Seidman  
Bell, Boyd & Lloyd LLP  
3580 Carmel Mountain Road, Suite 200  
San Diego, California 92130  
Telephone: (858) 509-7410  
Facsimile: (858) 509-7460

CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
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"Express Mail" Mailing Label Number EM 247735645 US  
Date of Deposit: April 25, 2008  
I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Jon Levy

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**NOTICE OF APPEAL**

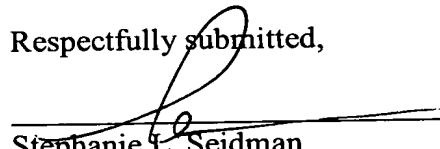
Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Final Action dated October 25, 2007, finally rejecting claims 1-8 and 19-31 of the above-captioned patent application.



The Commissioner is hereby authorized to charge the fee for the Notice of Appeal and extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 02-1818. A duplicate of this sheet is enclosed.

Respectfully submitted,

  
Stephanie L. Seidman  
Reg. No. 33,779

Attorney Docket No. 0119372-00008 / 2840US  
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77202; Stephanie Seidman  
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Jon Levy